

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CRIMINAL APPLICATION No 271 of 1986

For Approval and Signature:

Hon'ble MR.JUSTICE S.D.DAVE and
MR.JUSTICE Y.B.BHATT

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1. Whether Reporters of Local Papers may be allowed to see the judgements? No
 2. To be referred to the Reporter or not ? No
 3. Whether Their Lordships wish to see the fair copy of the judgement ? No
 4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder? No
 5. Whether it is to be circulated to the Civil Judge? No

HARSHADBHAI MARGHABHAI PATEL

Versus

STATE OF GUJARAT

Appearance:

MR ANIL S DAVE for Petitioner

MR. KAMAL MEHTA, A.P.P. for Respondent No. 1

CORAM : MR.JUSTICE S.D.DAVE and
MR.JUSTICE Y.B.BHATT

Date of decision: 08/08/97

ORAL JUDGEMENT

We have heard learned counsel Miss Banna Dutta for learned counsel Mr. Dave for the petitioner and the learned Government counsel Mr. Kamal Mehta.

Upon hearing the learned counsels it appears that the present proceedings have become infructuous looking to the challenge posed in the petition and further looking to the passage of time. In our opinion, the present proceedings are, therefore, required to be disposed of. We order accordingly. Rule shall stand discharged with no order as to costs.

It should be clarified that at the admission stage the petitioner was directed to make appropriate application before concerned Deputy Conservator of Forest for the release of the truck in question. We say that the orders, if any passed by the said authority, shall not stand affected by the disposal of the present petition.

(ers)